IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 3618 of 1998

Between:

M/s. Venson Transport, Reddygunta, Chittoor, rep.by it's Managing

Director,Sri V.Srinivasan,

..... PETITIONER

AND

1 The State of Andhra Pradesh, rep. by its Secretary, Ministry of Transport

Roads & Buildings, Secretariat Buildings, Hyderabad.
2 The State Transport Authority, Andhra Pradesh, Hyderabad rep.by it's

Secretary.
3 Andhra Pradesh State Road Transport Corporation, rep.by it's Chairman, Musheerabad, Hyderabad.
4 The Government of India, rep.by it's Secretary to the Ministry of Surface Transport, New Delhi.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, direction or order preferably in the nature of Certiorari calling for the records relating to the proceedings issued by the 2nd respondent in R.No.3402/B1/95 in Item No.31 dated 22.11.1997 and quash the same declaring the said proceedings as ultravires of Arts.14.19(1)(g),21 and 301 to 304 of the Constitution and also being inconsistent and violative of G.O.Ms.778 Home (Transport-V) Department dt.3.6.1975 issued by the 1st respondent and also G.O.Ms.1125 Transport (Roads and Buildings-TR.V) Department dt.7.12.1976 and further declare sec.103(2) of the Motor Vehicles Act and Sec,104 of the Motor Vehicles Act, 1988 consolidated by virtue of Act 59/1988 as ultravires of Art.14,19(1)(g), 21 and 301 to 304 of the Constitution of forbid the respondents from proceedings in any manner in pursuance of the said order or rejection passed by the 2nd respondent and pass

Counsel for the Petitioner:MR.M.PRATAP SINGH

Counsel for the Respondent Nos.1 and 2: The Govt. Pleader for Transport.

Counsel for the Respondent No.3:Mr.K.Harinath, (SC FOR A.P.S.R.T.C.)

Counsel for the Respondent No.4: Mr.A.Rajasekhara Reddy, S.C. for Central

Government.

The Court made the following :

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ORDER:-

Heard both the learned counsel. Having regard to the fact that there is an affective alternative remedy of appeal against the impugned order, this writ petition is not maintainable.

Accordingly, this writ petition is dismissed. No costs.

3—11—2004.

Stv/-

To

1 The Secretary, Ministry of Transport Roads & Buildings, State of Andhra

Pradesh, Secretariat Buildings, Hyderabad.
2 The Secretary, State Transport Authority, Andhra Pradesh, Hyderabad.
3 The Chairman, Andhra Pradesh State Road Transport Corporation, Musheerabad, Hyderabad.
4 The Secretary, Ministry of Surface Transport, Government of India, New

Delhi.

5. TwoC.Cs to the Govt. Pleader ;for Transport, High Court Buildingts,

Hyderabad. (O.U.T.)

6. Two C.D. copies.